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**NOTE**

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From: General Secretariat of the Council  
To: Trade Policy Committee

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Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements (recast)  
- Opinion of the Consultative Working Party of Legal Services

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Delegations will find attached the opinion of the Consultative Working Party of Legal Services regarding the above mentioned subject.



Brussels, 10 AOUT 2015

## OPINION

FOR THE ATTENTION OF THE EUROPEAN PARLIAMENT  
THE COUNCIL  
THE COMMISSION

**Proposal for a Regulation of the European Parliament and of the Council applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements (recast)**

**COM(2015) 282 final of 10.6.2015 - 2015/0128 (COD)**

Having regard to the Inter-institutional Agreement of 28 November 2001 on a more structured use of the recasting technique for legal acts, and in particular to point 9 thereof, the Consultative Working Party consisting of the respective legal services of the European Parliament, the Council and the Commission met on 25 June 2015 for the purpose of examining, among others, the aforementioned proposal submitted by the Commission.

At that meeting<sup>1</sup>, an examination of the proposal for a Regulation of the European Parliament and of the Council recasting Council Regulation (EC) No 1528/2007 of 20 December 2007 applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements resulted in the Consultative Working Party's establishing, by common accord, as follows.

1. In Article 5, the word '*examination*' and the article number '*21(5)*', both having been marked with adaptation arrows, should have been marked with the grey shaded type generally used for identifying substantive changes in recast proposals.
2. In the title of Article 7, the words '*quotas and eventual elimination of duties*' should be removed.
3. In the title of Article 8, the word '*quotas*' should be removed.

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<sup>1</sup> The Consultative Working Party worked on the basis of the English language version of the proposal, being the master-copy language version of the text under discussion.

4. In Article 21(1), the reference made to 'Article 4(1) of Council Regulation (EC) No 260/2009 ' should be adapted so as to read as a reference to 'Article 3(1) of Regulation (EU) 2015/478 of the European Parliament and of the Council'.

In consequence, examination of the proposal has enabled the Consultative Working Party to conclude, without dissent, that the proposal does not comprise any substantive amendments other than those identified as such. The Working Party also concluded, as regards the codification of the unchanged provisions of the earlier act with those substantive amendments, that the proposal contains a straightforward codification of the existing legal text, without any change in its substance.



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